

# THE NEWS OF NORFOLK ON PAGES TWO, THREE AND FIVE.

## ROYAL BAKING POWDER

ABSOLUTELY PURE

Makes the food more delicious and wholesome

ROYAL BAKING POWDER CO., NEW YORK.

### THE VIRGINIAN-PILOT'S HOME STUDY CIRCLE

(Continued from Fourth Page.)

which were frequently ornamented outside with the "story" or history of the deceased. In the next stanza the poet raises the important question of how far environment determines one's course in life. In stanza 13 "ample page" refers to the vast amount of knowledge contained in books. "Spells of time" means the information gained by time and study. Notice the appropriateness of "chill," "frost" and "current." The next stanza (14) is one frequently quoted, and the fifteenth has special grandeur from its historical suggestiveness. In Gray's time there was a prejudice against Cromwell, which has since largely disappeared. It is supposed the writer may have had in mind Walpole, whose policy increased England's wealth and therefore "scattered plenty." In stanza 17 "slaughter" calls up many events in history, and in the next we are told some of the troubles the poor escaped. In 19, the term "high tide" shows the belief in the infamy of the town and in the innocence of the country. "Sequestered" (19) means retired, "Faint memorial" (20) was probably the wooden tablet. "Unlettered muse" (21) indicates the uneducated character of the persons who wrote the names on the tablets.

In stanzas 22 and 23 the poet draws attention to the universal wish to be remembered even after death. In stanza 24 the author supposes that in his own case there may be inquiries, and in 25 and the succeeding stanzas he intimates the information that may be forthcoming. The epitaph can be fully understood only by referring to the poet's life. The early opportunities of Gray were not promising, but he was a diligent student and obtained his reward. It is interesting to notice the accurate picture which the author paints of himself.

*John William*

### EXAMINATIONS AND CERTIFICATES

At the end of the term of seventeen weeks, a series of questions on each course, prepared by Professor Seymour Eaton, will be published in the Virginian-Pilot, and blanks containing the questions will be furnished every subscriber making application. For each two weeks will be allowed after the courses close, for the receipt of examination papers containing answers. These papers will be referred to a Board of Examiners, who will assist Professor Eaton, and as soon as the work of examination is complete, the result will be reported, and certificates issued to the students entitled to them.

Sweet, refreshing sleep is given by Hood's Food, which cures all dyspeptic symptoms.

### BRIEF ITEMS OF INTEREST.

The steamer Ariel, of the Clydes line, will run to Richmond on Saturdays only.

Mrs. Leon Salzborg and little seven-year-old son, Maxie, returned yesterday from a two weeks' visit to her parents in New York. While there a successful operation was performed on the little boy's throat for tonsillitis.

Mr. Louis Casabona is at New York, making preparations to sail for Italy in a few days.

Mr. S. Frank has returned home after a pleasant visit to his daughters at New York.

Sixteen Willoughby Beach lots were sold Wednesday, mostly to Norfolk people, who will erect cottages on their premises.

The lady managers and ex-managers of the Norfolk Protestant Hospital are requested to meet at Mrs. Bockover's residence this afternoon at 5 o'clock for important business.

Lacy Lee, Dolly Lufsey and Manie Abby were arrested last night and locked in police station for the charge of keeping a disorderly house on lower Church Street.

Mr. C. S. Dowdy, of Richmond, is in the city.

Mr. W. D. Watson, of Danville, was in the city yesterday.

Mr. J. D. Gray, of Belleville, was registered at the Atlantic Hotel yesterday.

Mr. C. E. MacCarlton, of the New York World's circulation department, is in the city.

There is in port now a two-masted British schooner—something quite unusual here.

According to the church calendar, yesterday was "Ascension Day."

Rev. Dr. C. N. Donaldson, of Atlanta, arrived in the city Thursday, and will be guest for a few days of his friend, Dr. W. J. Grimes, on Brambleton Avenue. Dr. Donaldson was for several years a resident of Norfolk prior to his call to a church in Atlanta.

### When Nature

Needs assistance it may be best to render it promptly, but one should remember to use even the most perfect remedies only when needed. The best and most simple and gentle remedy is the Syrup of Figs, manufactured by the California Fig Syrup Co.

The largest tailoring plant and the largest and finest force of workmen—that's why we make them better than others.

RUDOLPH & WALLACE.

Never a doubt about the fit and workmanship if your clothes are made by Rudolph & Wallace. No better made anywhere.

A free dark room for the use of all. Bring your camera in and load it.

GEMMELL ART CO., 416 Main Street.

### COURT DECISIONS.

Notes of Cases Recently Decided, Which are of Interest to Our People.

DIGESTED BY W. B. MARTIN, (Exclusively for Virginian-Pilot.)

N. & W. R. Co. v. OLD DOM. BAGGAGE CO.

Supreme Court of Appeals of Virginia, April 6, 1899.

AN INJUNCTION PROPERLY GRANTED WILL NOT, GENERALLY, BE DISSOLVED UNTIL DEFENDANT HAS ANSWERED. A DECREE OVERRULING A DEMURRER, GIVING LEAVE TO ANSWER, AND CONTINUING AN INJUNCTION IN FORCE UNTIL THE FURTHER ORDER OF THE COURT, IS NOT AN APPEALABLE DECREE, WHERE NO MOTION TO DISSOLVE WAS MADE, AND THE CASE WAS HEARD SOLELY ON THE DEMURRER TO THE BILL.

The points decided appear from the opinion of the court. The court says:

This appeal must be dismissed as having been improvidently awarded. It was from a decree overruling a demurrer to the bill, in which the court stated its reasons therefor. The whole effect of the decree was to overrule the demurrer to the bill, and to continue the injunction in force (which the order granting it would have done) until the further order of the court.

It was not as the appellant contends, a decree overruling a motion to dissolve the injunction in which the principles of the case were adjudged, and therefore appealable under the provisions of this act.

There follows a list of cases. In each of these cases there was a motion to dissolve the injunction, which was heard after answers had been filed, and in some of them after proof had been taken, thus raising issues of fact as well as of law, which were passed upon to some extent by the court in overruling the motion to dissolve. In this case no answer had been filed, and the general rule is, though subject to exceptions, that an injunction properly granted will not be dissolved until the defendant has answered. Neither was there a motion to dissolve the injunction, nor any issue of fact raised, but the case was heard solely upon the demurrer to the bill.

Lancaster v. Lancaster, 81 Va., 201. It was held that a decree or order overruling a demurrer to a bill was not appealable, because such a decree does not adjudicate the principles of the case, but merely directs the relief sought if he establish the facts made in the bill. The court is of opinion that a decree overruling a demurrer, giving the defendants leave to answer and continuing an injunction in force until the further order of the court, is not an appealable decree where there was no motion to dissolve, and the case was heard solely upon the demurrer to the bill. The appeal must be dismissed.

DULL V. CLEVELAND C. C. & S. L. R. CO.

Appellate Court of Indiana, February 17, 1899.

ONE WHO STANDS ON A RAILROAD TRACK IN FRONT OF AN APPROACHING TRAIN WHICH CAN BE SEEN FOR THREE-QUARTERS OF A MILE, WITHOUT TAKING ANY PRECAUTIONS, AND IS STRUCK BY IT, IS GUILTY OF CONTRIBUTORY NEGLIGENCE AS A MATTER OF LAW, AND CANNOT RECOVER.

IN SUCH CASE IF THE ENGINEER COULD NOT STOP IN TIME TO AVOID THE ACCIDENT AFTER HE SAW THE PERSON THE COMPANY IS NOT LIABLE, ALTHOUGH THE TRAIN WAS RUNNING TOO FAST.

Dull sued the railroad company for the negligent killing of his infant child seven years of age. The jury returned a special finding and judgment was given upon it for the defendant and plaintiff appealed. The court, after holding that the railroad company was negligent in running its train at too great a rate of speed, says:

The next question which naturally arises is, was appellant's child guilty of negligence which contributed to her death? We enter upon the discussion of this question with the facts clearly established that Vennie Dull was sui juris. From the facts found she was capable of fully understanding the danger which might result from her conduct. Where it is shown that the child fully understood the danger and peril incident to her conduct, and that she trespassed and stood on appellant's track for some two or three minutes without taking any precautions whatsoever looking to her safety, she was undoubtedly guilty of contributory negligence, and the court must so declare it, as a matter of law from the facts found. Here it is expressed and specifically found that Vennie Dull had been duly warned, knew and realized the danger she was in, and knew that peril to her was incident to her position. We think the rule is well settled that where a person voluntarily goes into a place of danger, which he understands and fully realizes, he takes upon himself the risk, and there can be no recovery for resulting injury, unless such injury is willfully inflicted.

Appellant contends that, even if Vennie Dull was guilty of negligence, it does not bar recovery, under the facts found, because the engineer was guilty of negligence after he discovered her danger. Appellee's engineer discovered her danger when he came within about 500 feet of her, and then, as the jury found, it was impossible for him to stop his engine before reaching her. It looks to

us, from all the facts found, that the engineer did all it was possible for him to do.

Judgment affirmed.

### PEOPLE'S FORUM.

NOTE.—The People's Forum being freely open to all parties, classes, persons, views and capacities, the Virginian-Pilot is responsible for none of the statements or opinions expressed therein, nor for the style in which they are set forth. The ignorant and uneducated shall be heard here equally with the learned.

Norfolk, Va., May 11, 1899.

Editor Virginian-Pilot:

On my return from my enforced attendance on Grand Lodge of I. O. O. F. of this State, this morning, I have been accused of using a nom de plume in your paper. I do not want to live to see the day when I shall be afraid or ashamed to sign myself

FRANK TOPHAM.

### STREET SWEEPING.

Norfolk, Va., May 11, 1899.

Editor Virginian-Pilot:

When our Street Board decided to uniform its men in white, emblem of purity, it was taken as an indication that Norfolk was to lose its well earned reputation for dirty streets; but such seems not to have been the case. There may have been marked improvement in certain sections, but it has been but little, if any, better on Church Street.

This street used to be swept above Charlotte only twice a week. I believe now it is swept three times a week. But it should be swept like Main, Granby and others—every night. It surely needs it. The traffic is greater than on Granby Street. We pay license required and we are entitled to as much consideration as the Main and Granby street merchants.

Church Street is the route over which a large number of strangers enter our city via the Ocean View and Old Point railroad. The writer has been in business seven years on this street in the vicinity of Church Street, and has been a somewhat close observer, and he cannot call to mind ever having seen that section of the street clean unless it was after a very hard rain. The dirt has been packed hard and thick, so much so that after the sweeper runs over there is still an abundance of dirt left. In fact, the railroad ties and crevices catch a very large portion of the dirt as the sweeper passes along.

It would be a most excellent thing if the streets on which the cars run were swept by hand, and the railroad company should be required to sweep and sprinkle these streets as they do in some other cities. The most favorable considerations under which the fifty years franchise was granted should induce them to do that without compulsion. If one will stand awhile on a dry day on Church Street, near Bute, and watch the clouds of dirt that is lifted up by the very rapid transit of the cars he will see at once how impossible it is for any merchant to keep his goods in a respectable condition unless his doors are kept closed, which is not desirable. The fact is, we have a standing nuisance created and kept by the street car line and the lack of proper attention on the part of our street board, which is to the detriment of every merchant in this section. Will not the Hon. Frank East, the champion of good streets and clean streets, not only in the West End, but in the East end as well, give this matter his attention, an hour spent with the merchants will convince any one as to the truthfulness of this statement.

MERCHANT.

### BRAMBLETON WARD.

The condition of Miss Mary E. Day, of Willoughby Avenue, who had an operation performed on her for appendicitis at St. Vincent's Hospital, was considered serious last night.

The Inasmuch Circle of the King's Daughters held a largely attended meeting at the home of Miss Nellie Hall, on Lovitt Avenue, yesterday afternoon. The session was an important one.

An interesting Bible reading was held at the Memorial Christian Temple last night.

Rev. C. E. Woodson, rector of St. Peter's P. E. Church, and Rev. C. E. Grammer, of Christ Church, will exchange pulpits at the 11 o'clock service Sunday morning.

The Brambleton Independent Democratic Club met last night, but transacted only routine business.

### ATLANTIC CITY WARD

There will be literary exercises in connection with the ice-cream festival to be given next Tuesday and Wednesday nights by the Ladies of LeKies Memorial M. E. Church.

Mr. J. P. Rives is erecting a handsome and commodious frame dwelling on Central Avenue near Riverview Street.

A number of modern style dwellings are in course of erection on the Ribble property.

Rev. Dr. W. S. Lacy and wife are stopping with Mrs. Hattie Broughton, No. 41 Hamilton Avenue.

The Sydney School, of Lambert's Point M. E. Church, is preparing for a delightful entertainment to come off in the near future.



### Make the Hair Grow

With warm shampoos of CUTICURA Soap and light dressings of CUTICURA, presto! of emollient skin cures. This treatment at once stops falling hair, removes crusts, scales, and dandruff, soothes irritated, itching surfaces, stimulates the hair follicles, supplies the roots with energy and nourishment, and makes the hair grow when all else fails.

Not Here To-Day and Gone To-Morrow

FOR FOUR YEARS YOU HAVE BEEN READING THE TESTIMONIALS OF YOUR FRIENDS AND NEIGHBORS

as to my skill in the treatment of CATARRH. Would it not be wiser to believe them than the often lying testimonials published by patent medicine vendors, given by people A THOUSAND MILES AWAY or offered for sale out-right?

Why waste more money on patent medicine?

Two years ago our little boy had a severe attack of tonsillitis which left him with a bad throat trouble. HE COULD NOT BREATHE THROUGH HIS NOSE AND HAD GREAT DIFFICULTY IN BREATHING. ESPECIALLY AT NIGHT. We took him to DR. FERRY, whose treatment WAS ENTIRELY SUCCESSFUL, and SINCE THEN THE CHILD HAS HAD NO TROUBLE IN BREATHING. BUT breathes naturally and easily and sleeps well at night, and we are very much pleased with the result.

J. C. CARLSON, 311 Fayette St., Portsmouth.

MANUFACTURERS' AGENT, No. 303 Water Street (Roper Building), Both phones No. 4, Norfolk, Va.

### REFRIGERATORS!

I have the CHALLENGE REFRIGERATORS and it has the right name, as it will challenge any good hardwood refrigerator on the market. If in need, call and examine stock and get prices. All reasonable goods at low prices.

P. J. MALBON, Both Phones No. 401.

J. W. GAMAGE. W. N. WALLER. HEADQUARTERS FOR FOREIGN and DOMESTIC

Cement, Lime, Plaster, Bricks, Sewer and Chimney Pipe, Laths, Shingles, &c. Office and warehouses 12 to 18 PLUME ST

Near the Bridge. NORFOLK VA.

CONTRACTORS AND BUILDERS.

In the market for Lime, Portland or American Cement Plaster, Hair, Chimney Pipe, Fire Brick, Lath or Shingles. See us before you buy. We are sole agents for Acme Cement Plaster. New No. 145 Water Street.

BATCHELDER & COLLINS.

218 Main Street.

25c.

Lawrence & Welton

218 Main Street.

Time nor space will allow us to go into details. Suffice it to say, that you are paying too much money for your Clothing. A word to the wise should be sufficient.

HERE, ONLY A FEW SPECIALS:

VALUES THAT LEAD PRICES THAT TALK

MEN'S SUITS, ACTUAL VALUE NINE DOLLARS, YOURS FOR

\$4.98

MUST BE SEEN TO BE APPRECIATED.

MEN'S SUITS, ACTUAL VALUE FOURTEEN DOLLARS, YOURS FOR

\$7.42

MUST BE SEEN TO BE APPRECIATED.

MEN'S SUITS, ACTUAL VALUE TWENTY DOLLARS AND FIFTY CENTS, YOURS FOR

\$6.24

MUST BE SEEN TO BE APPRECIATED.

MEN'S SUITS, ACTUAL VALUE TWENTY DOLLARS, YOURS FOR

\$9.98

MUST BE SEEN TO BE APPRECIATED.

CANNON BALL CLOTHING CO., 219 MAIN ST., Norfolk, Va., opposite Academy of Music.

MOTT'S PENNYROYAL PILLS

They overcome Weakness, irregularity and omissions, increase vigor and banish "pains of womanhood," aiding development of organs and body. No known remedy for women equals them. Cannot do harm—life becomes a pleasure. \$1.00 PER BOX BY MAIL. Sold by druggists. DR. MOTT'S CHEMICAL CO., Cleveland, Ohio.

Sold by BURROW, MARTIN & CO.

### THE Lowenberg Specialty STORE.

This time it is the manufacturer's loss and your gain.

\$3.00 Umbrellas, for \$1.59.

\$1.50 Shirt Waists, for \$1.00.

— Beautiful line of — P. K. and Crash Skirts.

BENJ. LOWENBERG, 34 Granby Street.

### MACHINERY!

For Lowest Prices and Best Terms

on Portable, Stationary, Corliss and Marine Engines, Steam Boilers, all styles and sizes; Gas, Gasoline and Naptha Engines, Electric Motors, Saw, Grist and Sander Mills, Wood Working Machines, Belting, Scales of all kinds, &c. Call on or write to

T. A. PERRY, MANUFACTURERS' AGENT, No. 303 Water Street (Roper Building), Both phones No. 4, Norfolk, Va.

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Sold by BURROW, MARTIN & CO.

### THE Joseph Brown STORE.

### Yesterday's Rain

doubtless prevented many from attending the sale of 12½ Percales at 7½. That means that you may buy to-day at the same figures.

### Sheer Organdies.

Such as ordinarily are 15, are to be had at 10. Beauty and Organdy excellence are theirs.

### New Dimities.

Placed on the counters yesterday. Styles not heretofore seen. Numbers of buyers prefer Dimity to any other Summer fabric.

### Cotton Coverts

at 12½ afford a most satisfactory Skirt at a perfectly easy price. Shades many.

Joseph Brown, 220 Main St.

### Lawrence & Welton

### Two Specials.

The First Is a lot of Tailor-made Suits—properly made—made of the proper materials, and offered to you right in the height of the season at a

Reduction of 25 Per Cent.

This reduction of ¼ off holds good on all Tailor-made articles.

Special No. 2 Is a Pique and Wash Goods offering. The goods in this lot range in price from 39c. to 69c. and are all new stuffs. On the centre counter in rear of store you will find them marked.

25c.

Lawrence & Welton

218 Main Street.